

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Jerrold Franklin, <i>et al.</i>)	Date: 6 June 2005
)	
Application No.: 09/834,389)	Group Art Unit: 1745
)	
Filed: April 13, 2001)	Examiner: Greg Cantelmo
)	
For: Integrated and Modular BSP/MEA)	Attorney Ref. No.: 109.04
Manifold Plates for Fuel Cell Use)	
)	

Response to Office Action

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir or Madam:

In response to the office action dated 6 December 2004, the applicants respectfully submit the following remarks and amendments.

Objection to the Specification

The examiner has objected to the specification because the priority claim was broken into three sentences, rather than set forth in a single sentence. Through this office action, the applicants have amended their specification to overcome this objection.

Double Patenting

The examiner has rejected the pending claims based on provisional non-statutory double patenting. The conflicting application is 10/369,257, filed 18 February 2003.

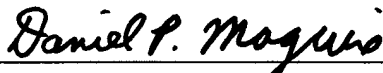
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Under MPEP 804(I)(B), the provisional double patenting rejection should now be withdrawn because, with the amendment noted above, there are no other obstacles to patenting the present claims. *Id.* ("If the 'provisional' double patenting rejection on one application is the only rejection remaining in that application, *the examiner should then withdraw that rejection and permit the application to issue as a patent*") (emphasis added).

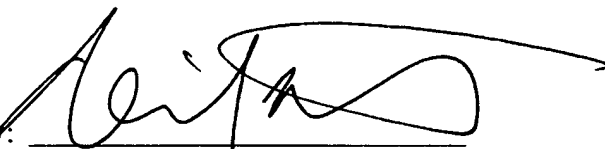
New Counsel

Inventors Arikara and Bawden have retained new counsel, Neil Steinberg, and he signs this office action on their behalf rather than Arikara and Bawden's prior counsel, Tom Moran. Mr. Steinberg has today filed a Power of Attorney.

Dated: 6 June 2005

By: 
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Dated: 6 June 2005

By: 
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